IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

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C.W.P NO. 13347 OF 2006

Date of decision : September 14, 2006

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Pardeep Chaudhary & others .....Petitioner

Vs.

State of Haryana & another .....Respondents

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CORAM: HON'BLE MR. JUSTICE VINEY MITTAL
HON'BLE MR. JUSTICE H.S BHALLA

Present: Mr. Alok Jain, Advocate for the petitioner(s).
Mr. Ashok Jindal, Additional Advocate General, Haryana.

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Viney Mittal, J. (Oral)

Learned counsel appearing for the respondents has pointed out that against the order dated May 17, 2006 (Annexure P-16) which is the subject matter of challenge before this Court, an alternative remedy of appeal is available under Section 19 of the Haryana Development and Regulation of Urban Areas Act, 1975. Learned counsel points out that the petitioner has not availed the aforesaid statutory remedy of appeal.

In this view of the matter, we dispose of the present petition with a liberty to the petitioners to seek their alternative remedy of appeal at the first instance.

We further direct that if an appeal is filed by the petitioner within a period of two weeks from today, the appellate authority shall consider the same on merits and shall not reject the same on ground of

delay.

Copy of the order be given dasti on payment of the usual charges.

(VINEY MITTAL)
JUDGE

September 14, 2006
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(H.S BHALLA)
JUDGE